

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

Scott Lawrence Simmons,

Civil No. 21-cv-0948 (SRN/TNL)

Plaintiff,

v.

**ORDER**

District Court, Dakota County et al.,

Defendants.

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Scott Lawrence Simmons, Plaintiff pro se.

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This matter is before the Court on the Report and Recommendation by United States Magistrate Judge Tony N. Leung dated May 3, 2021 [Doc. No. 3]. No objections have been filed in the time period permitted.

Accordingly, and after an independent review of the files, records, and proceedings in the above-entitled matter, **IT IS HEREBY ORDERED** that:

1. This matter is **DISMISSED WITHOUT PREJUDICE** pursuant to 28 U.S.C.

§ 1915(e)(2)(B).

2. The application to proceed *in forma pauperis* of plaintiff Scott Lawrence Simmons [Doc. No. 2] is **DENIED**.

**LET JUDGMENT BE ENTERED ACCORDINGLY.**

Dated: May 20, 2021

s/Susan Richard Nelson  
SUSAN RICHARD NELSON  
United States District Judge